

SENATE BILL NO. 160—SENATORS RHOADS, RAGGIO, WASHINGTON, O’CONNELL,
JACOBSEN, AMODEI, CARE, JAMES, MATHEWS, MCGINNESS, NEAL,
O’DONNELL, PORTER, RAWSON, SCHNEIDER, SHAFFER, TOWNSEND AND
WIENER

FEBRUARY 10, 1999

Referred to Committee on Government Affairs

SUMMARY—Requires certain appointments by governor to be confirmed by senate.
(BDR 18-98)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~for omitted material~~ is material to be omitted.

AN ACT relating to appointments; requiring certain appointments by the governor to be confirmed
by a majority vote of the senate; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND
ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 223.190 is hereby amended to read as follows:
2 223.190 1. ***Except as otherwise provided in subsection 2, the***
3 ***appointment by the governor of a person to any of the following offices***
4 ***or positions must first be confirmed by a majority vote of the senate:***
5 (a) ***The director of the department of business and industry;***
6 (b) ***The director of the state department of conservation and natural***
7 ***resources;***
8 (c) ***The director of the department of human resources;***
9 (d) ***The director of the department of motor vehicles and public safety;***
10 (e) ***The director of the department of prisons;***
11 (f) ***The executive director of the department of taxation;***
12 (g) ***The members of the state gaming control board;***
13 (h) ***The members of the state board of parole commissioners;***
14 (i) ***The commissioners of the public utilities commission of Nevada;***
15 ***and***
16 (j) ***The chairman of the Nevada gaming commission.***

1 **2. If the governor appoints a person during the recess of the**
2 **legislature to an office or position set forth in subsection 1, the**
3 **appointment must be confirmed or rejected by the senate at the next**
4 **regular session of the legislature, unless the appointment expires before**
5 **that time.**

6 **3. At the earliest day practicable, the governor shall ~~lay before~~**
7 **submit to** the legislature a **written** statement of all appointments made by
8 him to fill vacancies in office since the preceding session ~~of~~ **of the**
9 **legislature.**

10 **4. A person whom the governor appoints to an office or position set**
11 **forth in subsection 1 may perform and shall begin to discharge the duties**
12 **of his office immediately upon appointment by the governor, subject to**
13 **confirmation or rejection by the senate.**

14 **5. The senate shall not confirm or reject an appointment until a**
15 **recommendation concerning the appointment is received from a joint**
16 **meeting of the standing committees of the senate and assembly having**
17 **jurisdiction of the subject matter of the appointment. The**
18 **recommendation must be approved by a majority vote of each standing**
19 **committee before it is forwarded to the senate.**

20 **6. If a person appointed by the governor to an office or position set**
21 **forth in subsection 1 is rejected by a vote of the senate, the office or**
22 **position to which the person was appointed becomes vacant immediately.**

23 **7. If a person appointed or proposed for appointment by the**
24 **governor to an office or position set forth in subsection 1 is rejected by a**
25 **vote of the senate, the governor may not appoint or propose for**
26 **appointment that person to any other office or position set forth in**
27 **subsection 1 before the beginning of the next regular session of the**
28 **legislature.**

29 **Sec. 2.** This act becomes effective on January 1, 2000.